

BILL NO. G-79-05- 11

GENERAL ORDINANCE NO. G-

17-79

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of
a portion of Garfield Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. Petition for the vacation of a certain street having
been filed with the Fort Wayne City Plan Commission in accordance with
Section 44, Chapter 174, of the Acts of the General Assembly of the State
of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of
the General Assembly of the State of Indiana (I.C. 18-7-5-46), the
Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by
the Common Council of the City of Fort Wayne on November 26, 1963, is
amended by deleting the following street, to wit:

Part of Garfield Street lying West of Lot #26 and
Lot #27 in Anthony Boulevard Place Addition, more
particularly described as follows:

Commencing at the Northwest corner of Lot #26 in
Anthony Boulevard Place Addition said point being
the East right-of-way line of Garfield Street;
thence Southeasterly along the West line of Lot
#26 a distance of 10.1 feet to the point of
beginning; thence South and parallel to the East
line of Lot #26 and Lot #27 a distance of 82 feet;
thence East and parallel to the South line of
Lot #27 a distance of 37.5 feet to a point on the
West line of Lot #27, which said point is the
point of intersection of the South and West lines
of Lot #27; thence Northwesterly on and along the
West lines of Lot #27 and Lot #26 to the point of
beginning.

SECTION 2. After passage of this Ordinance, approval by the
Mayor and legal publication, a duly certified copy of this Ordinance, of
the recommendation of the Fort Wayne City Plan Commission, and of the
action of the Mayor, shall be transmitted by the City Clerk to the Board
of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be in full force and effect
from and after its passage, approval by the Mayor and legal publication
thereof.

APPROVED AS TO
FORM & LEGALITY

William N. Salin, City Attorney

John Spuckler
Councilman

Read the first time in full and on motion by Nuckols, seconded by Henige, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.
DATE: 5-22-79 Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Stier, and duly adopted, placed on its passage.
PASSED ~~(LOST)~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>	_____	_____	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 7-24-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING-MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
(RESOLUTION) No. 5-17-79 on the 24th day of July, 1979.
ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfield C. Moore Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of July, 1979, at the hour of 11:30 o'clock A M., E.S.T.
Charles W. Westerman
CITY CLERK

Approved and signed by me this 31st day of July, 1979
at the hour of 3 o'clock _____ M., E.S.T.
Robert E. Armstrong
MAYOR

Bill No. G-79-05-11

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation

of a portion of Garfield Street

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
William T. Hinga

7-24-79 CONCURRED IN
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

Date

11-27

19

78

No.

10682

Received From

Kathryn Gallmeyer, French Creek

Address

Indianapolis, Indiana Bank

For

fifty ~~00~~ Dollars \$ 50.00

street vacation

ACCOUNT

HOW PAID

AMT. OF
ACCOUNT

CASH

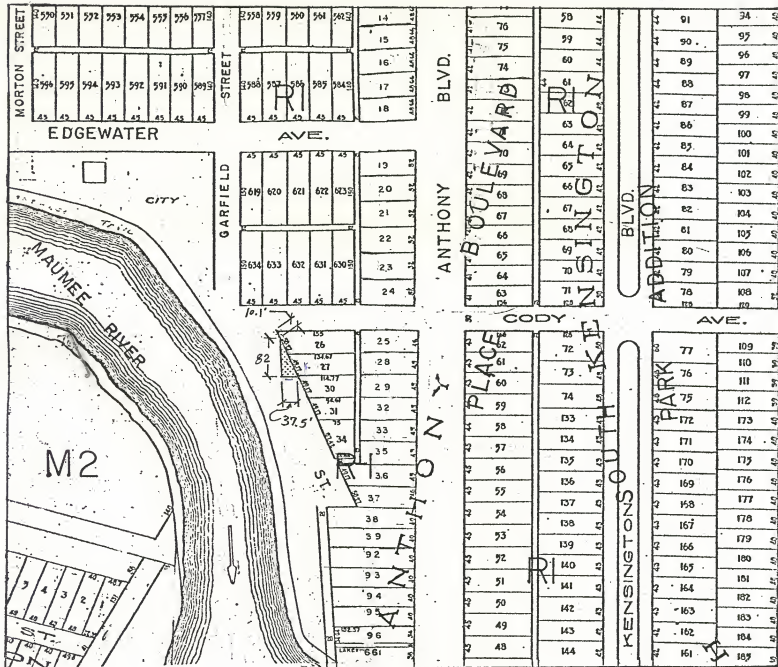
AMT. PAID

CHECK

BALANCE
DUEMONEY
ORDER

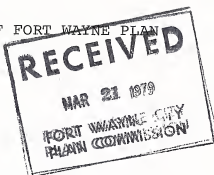
By

Pat B



STATE OF INDIANA)
COUNTY OF ALLEN) SS:

THE CITY OF FORT WAYNE PLANNING
COMMISSION



MABEL TOBIN,)
Petitioner,)
VS.)
THE CITY OF FORT WAYNE,)
INDIANA,)
Respondent.)

SECOND AMENDED PETITION TO VACATE
A PORTION OF GARFIELD STREET

Comes now the Petitioner, Mabel Tobin, by her counsel, F. L. Dennis Logan, and for cause of action against the Respondent herein, alleges and says:

1. That she is the owner in fee simple absolute as the surviving tenant by the entirety of a parcel of real estate in Fort Wayne, Allen County, Indiana, by virtue of two (2) deeds, both dated July 15, 1938, and recorded in Deed Record 359, page 400, in the Allen County Recorder's Office, which said real estate is legally described as follows, to-wit:

Lot #26 except the East 87 feet and Lot #27 except the East 87 feet, together with Lot #30, except the East 87 feet, in Anthony Boulevard Place Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

2. That lying directly west of the above-described real property is the Garfield Street "grassway," which was formerly known as Wines Street when Anthony Boulevard Place Addition was platted on October 27, 1913.

3. That your Petitioner has maintained a garage which has encroached upon said Garfield Street "grassway" for a period in excess of thirty (30) years, which said garage encroachment is depicted by a revised survey of John R. Donovan, registered land surveyor, dated March 2, 1979, a copy of which is attached hereto as Exhibit A and is legally described as follows, to-wit:

Part of Garfield Street lying West of Lot #27 in Anthony Boulevard Place Addition, more particularly described as follows:

Commencing at the Northwest corner of Lot #26 in Anthony Boulevard Place Addition, said point being the East right-of-way line of Garfield Street; thence South-easterly along the West line of Lot #26 and Lot #27 and the East line of Garfield Street, a distance of 76.5 feet; thence West parallel to the South line of Lot #27 a distance of 4.5 feet to the true point of beginning; thence South and parallel to the East line of Lot #27, a distance of 20 feet; thence West with a deflection angle to the right of 90 degrees 00 minutes and parallel to the South line of Lot #27 a distance of 20.5 feet; thence North with a deflection angle to the right of 90 degrees 00 minutes, and parallel to the East line of Lot #27, a distance of 20 feet; thence East with a deflection angle to the right of 90 degrees 00 minutes and parallel to the South line of Lot #27, a distance of 20.5 feet to the point of beginning, containing 410 square feet.

4. That your Petitioner desires to sell the real estate to which she presently has legal title by virtue of the aforementioned deeds, but said real property is not marketable in that the garage encroaches upon said Garfield Street "grassway."

5. That in order to make the real property marketable, Petitioner hereby requests the Court to vacate that portion of the Garfield Street "grassway," as shown on Exhibit A and legally described as follows, to-wit:

Part of Garfield Street lying West of Lot #26 and Lot #27 in Anthony Boulevard Place Addition, more particularly described as follows:

Commencing at the Northwest corner of Lot #26 in Anthony Boulevard Place Addition said point being the East right-of-way line of Garfield Street; thence South-easterly along the West line of Lot #26 a distance of 10.1 feet to the point of beginning; thence South and parallel to the East line of Lot #26 and Lot #27 a distance of 82 feet; thence East and parallel to the South line of Lot #27 a distance of 37.5 feet to a point on the West line of Lot #27, which said point is the point of intersection of the South and West lines of Lot #27; thence North-westerly on and along the West lines of Lot #27 and Lot #26 to the point of beginning.

6. That said portion of Garfield Street sought to be vacated is not necessary as ingress or egress to other properties whatsoever.

7. That said portion of Garfield Street sought to be vacated is unopened and unimproved.

8. That Petitioner has maintained and cared for the property sought to be vacated as if it were her own ever since she and her husband took title to the property by virtue of the two (2) aforementioned deeds recorded in Deed Record 359, page 400.

9. That no other person, firm, or corporation is interested in or affected by the requested vacation.

10. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and not in the best interests of the City and the citizens thereof.

11. Your Petitioner files this Petition pursuant to the authority granted in Indiana Code, Section 18-7-5-46, in order to complete the vacation as above described.

12. That according to Exhibit A to this Petition, the top of the bank of the river is fifty-eight (58) feet from the south-east corner of the encroaching garage.

13. That this Second Amended Petition is filed for the purpose of verifying the legal description of the portion of Garfield Street sought to be vacated.

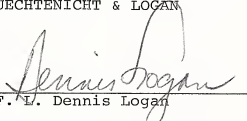
WHEREFORE, your Petitioner prays for vacation of that portion of Garfield Street, formerly known as Wines Street, lying west of Lots #26 and #27 in Anthony Boulevard Place Addition, Allen County, Indiana, as legally described above, and for all other just and proper relief in the premises.

Respectfully submitted,

ROTHBERG, GALLMEYER,
FRUECHTENICHT & LOGAN

Indiana Bank Building
Mezzanine Floor
Fort Wayne, Indiana 46802
Telephone: 219-422-9454

By


F. L. Dennis Logan

RESOLUTION

WHEREAS, MABEL TOBIN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in Fort Wayne, Allen County, Indiana, to-wit:

Part of Garfield Street lying west of Lot #26 and Lot #27 in Anthony Boulevard Place Addition, more particularly described as follows:

Commencing at the Northwest corner of Lot #26 in Anthony Boulevard Place Addition said point being the East right-of-way line of Garfield Street; thence southeasterly along the West line of Lot #26 a distance of 10.1 feet to the point of beginning; thence South and parallel to the East line of Lot #26 and Lot #27 a distance of 82 feet; thence East and parallel to the South line of Lot #27 a distance of 37.5 feet to a point on the West line of Lot #27, which said point is the point of intersection of the South and West lines of Lot #27; thence Northwesterly on and along the West lines of Lot #27 and Lot #26 to the point of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on June 18, 1979 at 7:00 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street.

WHEREAS, said vacation of the street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

RESOLUTION
Page two

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of the street in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Thomas G. Adams, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held June 18, 1979 and as the same appears of record in the official records of said Plan Commission.

DATED THIS 3rd DAY OF July 19 79

FORT WAYNE CITY PLAN COMMISSION

Thomas G. Adams

Thomas G. Adams
Secretary

WHEREAS, MABEL TOBIN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in Fort Wayne, Allen County, Indiana, to-wit:

Part of Garfield Street lying west of Lot #26 and Lot #27 in Anthony Boulevard Place Addition, more particularly described as follows:

Commencing at the Northwest corner of Lot #26 in Anthony Boulevard Place Addition said point being the East right-of-way line of Garfield Street; thence southeasterly along the West line of Lot #26 a distance of 10.1 feet to the point of beginning; thence South and parallel to the East line of Lot #26 and Lot #27 a distance of 82 feet; thence East and parallel to the South line of Lot #27 a distance of 37.5 feet to a point on the West line of Lot #27, which said point is the point of intersection of the South and West lines of Lot #27; thence Northwesterly on and along the West lines of Lot #27 and Lot #26 to the point of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

COUNTY OF ALLEN) SS:

I, Henry P. Heisenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held July 5, 1979 and as same appears of record in the official records of said Board of Public Works.

RESOLUTION
Vacation Portion of Garfield Street

Page two

DATED THIS 5th DAY OF July 1979
FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

4458

DIGEST SHEET

Admn. Appr. _____

TITLE OF ORDINANCE Street Vacation Ordinance *79-05-11*

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Beginning at a point approximately 10', more or less, south of the N/W corner of Lots #26 in Anthony Blvd., Place Addition south on and along the Western boundary lines of Lots #26 and #27 in Anthony Blvd., Place Addition to the S/W corner of said Lot #27, then moving westerly at a 90 degree angle toward the bank of the Maumee River, then northerly at a 90 degree angle to a point approximately 10', more or less, south of the N/W corner of Lot #26 in Anthony Blvd., Place Addition.

EFFECT OF PASSAGE Property is now public right-of-way. Property will be closed as public right-of-way and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -- room 122

August 6, 1979

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of August 9, 1979 and August 16, 1979, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common
Council of Fort Wayne,
Indiana

Bill No. Z-79-05-08
Zoning Map Ordinance No. Z-19-79

Bill No. G-79-05-11
General Ordinance No. G-17-79

Please send us eight (8) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2

LEGAL NOTICE

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-05-08 -- Zoning Map Ordinance No. Z-19-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-31.

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-79-05-11 -- General Ordinance No. G-17-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Garfield Street.

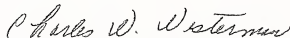
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-79-05-08 -- Zoning Map Ordinance No. Z-19-79; Bill No. G-79-05-11 -- General Ordinance No. G-17-79 were passed by the Common Council on the 24th day of July, 1979, and said Ordinances were duly signed and approved by the Mayor on the 31st day of July, 1979, and now remains on file and on record in my office.

Copies of said Bill No. Z-79-05-08 -- Zoning Map Ordinance No. Z-19-79 and Bill No. G-79-05-11 -- General Ordinance No. G-17-79 will be posted in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East Door of the Allen County Court House

Copies of said Bill No. Z-79-05-08 -- Zoning Map Ordinance No. Z-19-79 and Bill No. G-79-05-11 -- General Ordinance No. G-17-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana


Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on August 9, 1979


Charles W. Westerman
City Clerk

Common Council of Fort Wayne

(Governmental Unit)

To JOURNAL-GAZETTE Dr.Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines _____

Head number of lines _____

Body number of lines 67

Tail number of lines 2

Total number of lines in notice 69

COMPUTATION OF CHARGES

69 lines, 1 columns wide equals 69 equivalent lines at 259¢ \$ 17.87
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) 3.00

TOTAL AMOUNT OF CLAIM. \$ 20.87

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5 1/2 pointNumber of insertions 2Size of quad upon which type is cast 5 1/4

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-05-08 - Zoning Map Ordinance No. Z-19-79, being an ORDINANCE amending the City of Fort Wayne Zoning Map No. 6-31.

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-79-05-11 - General Ordinance No. G-17-79, being an ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Garfield Street.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-79-05-08 - Zoning Map Ordinance No. Z-19-79, Bill No. G-79-05-11 - General Ordinance No. G-17-79 were passed by the Common Council on the 24th day of July, 1979, and said Ordinances were duly signed and approved by the Mayor on the 21st day of July, 1979, and now remains on file and on record in my office.

Copies of said Bill No. Z-79-05-08 - Zoning Map Ordinance No. Z-19-79 and Bill No. G-79-05-11 - General Ordinance No. G-17-79 will be posted in the following places in Fort Wayne, Allen County, Indiana:

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(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East Door of the Allen County Courthouse

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(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City County Building, Fort Wayne, Indiana

CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on August 19, 1979.

CHARLES W. WESTERMAN
City Clerk

and penalties of Ch. 89., Acts 1967.

going account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Arvilla DeWald

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of _____

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

8/9-16/79

Subscribed and sworn to before me this 16th day of August, 1979

Harry J. [Signature]
Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne

(Governmental Unit)

To JOURNAL-GAZETTE Dr.Allen

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head	number of lines	_____
Body	number of lines	<u>67</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>69</u>

COMPUTATION OF CHARGES

69 lines, 1 columns wide equals 69 equivalent lines at .2594 cents per line **\$ 17.87**

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) **3.00**

TOTAL AMOUNT OF CLAIM. \$ 20.87

DATA FOR COMPUTING COST

Width of single column 9.9 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/4

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date August 16 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town _____

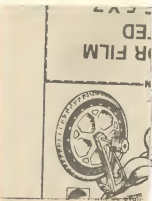
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

8/9-16/79

Subscribed and sworn to before me this 16th day of August 19 79

Notary Public

My commission expires September 28, 1979



able for reading in the following places in Fort Wayne, Allen County, Indiana:
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CHARLES W. WESTERMAN
City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, full-filled and posted the above ordinances in the designated places as stated above on August 9, 1979.
CHARLES W. WESTERMAN
City Clerk

Common Council of Fort Wayne

(Governmental Unit)

To NEWS-SENTINEL Dr.Allen

County, Ind.

FORT WAYNE, INDIANA

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Charge for extra proofs of publication (50 cents for each proof in excess of two) 3.00TOTAL AMOUNT OF CLAIM. \$ 20.87

DATA FOR COMPUTING COST

Width of single column 9.9 cms Size of type 5 1/2 pointNumber of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 16, 1979

08 - Zoning Map Ordinance No. Z-19-79; Bill No. G-79-05-11 - General Ordinance No. G-17-79 were passed by the Common Council on the 24th day of July, 1979, and said Ordinances were duly signed and approved by the Mayor on the 31st day of July, 1979, and now remains on file and on record in my office.

Copies of said Bill No. Z-19-79 and Zoning Map Ordinance No. Z-19-79 and Bill No. G-79-05-11 - General Ordinance No. G-17-79 will be posted in the following places in Fort Wayne, Allen County, Indiana.

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East Door of the Allen County Court House

Copies of said Bill No. Z-19-79 and Zoning Map Ordinance No. Z-19-79 and Bill No. G-79-05-11 - General Ordinance No. G-17-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

(1) Reference Room in the north end of the main floor in said Downtown Public Library

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, full-filled and posted the above ordinances in the designated places as stated above on August 9, 1979.

CHARLES W. WESTERMAN
City Clerk

ATTACH
ADVERTISEMENT

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-19-79-05-08 - Zoning Map Ordinance No. Z-19-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-31.

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-79-05-11 - General Ordinance No. G-17-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Garfield Street.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-19-05-

Title CLERK

PUBLISHER'S AFFIDAVIT

I, _____
County SS:appeared before me, a notary public in and for said county and state, the _____
V. E. GERKEN who, being duly sworn, says

CLERK

NEWS-SENTINEL

DAILY

_____ newspaper of general circulation printed and published

in the _____ town of FORT WAYNE, INDIANAand county aforesaid, and that the printed matter attached hereto is a true copy, duly published in said paper for two times, the dates of publication being8/9-16/79and sworn to before me this 16th day of August, 1979

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne

(Governmental Unit)

To NEWS-SENTINEL Dr.Allen

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

67269**COMPUTATION OF CHARGES**

69 lines, 1 columns wide equals 69 equivalent lines at .259¢ \$ 17.87
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

3.00

TOTAL AMOUNT OF CLAIM.

\$ 20.87**DATA FOR COMPUTING COST**

Width of single column 9.9 cms

Size of type 5 1/2 pointNumber of insertions 2Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. GerkenDate August 16, 19 79Title CLERK**PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINELDAILY

a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

8/9-16/79Subscribed and sworn to before me this 16th day of August, 19 79

Notary Public

My commission expires September 28, 1979ATTACH
ADVERTISE

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-05-08 - Zoning Map Ordinance No. Z-19-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 031.

Notice is hereby given that on the 24th day of July, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-79-05-11 - General Ordinance No. G-17-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Garfield Street.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-79-05-

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8/9/8/16